G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

190 -.11
(Genl. Misc.)

File No. 106-10

Serial Nos. 1-11

Papers Filed.

Month June 1911

SUBJECT.

Estate of the Zamindar of Kangundi
(North Arcot dt)

PREVIOUS REFERENCES.	LATER REFERENCES.
	278-16 Ms 1-13

K. N. Krishnaswamy Jr 24.8.11

G.R.S. 11] 1910.—11

GENERAL AND REVENUE SECRETARIAT.

( )

NOTES.

File No. 606/10

FILE HEADING.

From

No. Dated Received

Diary No. | Enclos. | Spare Copies | Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

NOTES—First sheet

P.T.O.

GPB—30,000—3-4-07.

G.R.S. 12]
General and Revenue Secretariat.

G. M. File No. 106 of 1910-11

Serial No.

Subd with a Dft Not[n] and a memo to the D.C. Kadur. Although the letter of the Collector & Agent to the Court of Wards makes mention of a bungalow at Bangalore as belonging to the Zamindar nothing concerning it is stated in the "description of the property" — enclosure 2 —; and it is not clear whether the D.C. Bangalore has also to be addressed (in the matter of the bungalow).

Not necessary I think

SM VS ✓ 5-9-10. most probably the bungalow may be within the limits of the C & M Station.

VS
5-9-10. (Sealed).

SM
5.9.10

Dewan

8024
2 3 9 10

CB
7/9/10

Draft approved by the Dewan
Ly
24/8/10

Issue
CB
7/9/10

Note—Contn. sheet.

GPB—35,000—27-4-09

G. R. S. 12]
General and Revenue Secretariat.

File No. [illegible] of 190[illegible]

Serial No.

(3

(1)

(2)

(3)

(4) The may be referred to Bar III for favour of opinion.

22
15.10.10.

~~Have in particular no specific provision and no such provision appears necessary either. It is only temporary~~

(5) Yes. To Bar III for order.

22
19.10.10

NOTE—Contn. sheet.

GPE—56,000—27.4.09

Serial No. 0

J. misc 50-10

Subd. Rules regarding the Custody and Guardianship of minors. Title be found on pages 84 to 88 of the Civil Digest. Subd for orders.

Taken back by Mr Bell

CTC DW
29-10-10

1 Please put up a Copy of the Court of Wards Act

SH

1/11/10.

Engell detached & sent off as regds-

The Fort St. George Gazette containing the Act in question is sent

Regd 11/11/10 CW

2 The Court of Wards Act Madras authorizes only the Collectors under the Govt of Madras to take possession of the Estates of disqualified heirs under certain circumstances.

2 Can not See how our Deputy Commissioners Can legally take possession of Such Estates, under the authority of an order which can have no legal Efficacy within the State of Mysore.

To Bell

SH

11/11/10.

G. R. S. 12]
General and Revenue Secretariat.

G. R. File No. 106 of 1910

Serial No. 5

Endt No. 6668 dated the 7th Novr 10 from the First Assistant Resident

Forwards for necessary action a copy of letter No. 246/Estt. dated the 26th Octr 1910 from the Collector and Agent to the Court of Wards, North West stating that the Manager of the Ward's estate has proposed to sell an areca palm garden belonging to the estate and requesting to be furnished with the opinion of the local Revenue Officers in the matter.

The file on the subject is in Branch III in connection with the Kadur Dy. Comrs enquiry as to the law under which the property has to be taken possession of.

Subd
10.11.10

Noted. Will please return the file very early.
10.11.10

Noted with the opinion of Br. III
12.11.10

Put up draft following the

NOTE—Contn. sheet.

BPG—55,000—27-4-09

Serial No.

opinion of the asstt secy to. & say what in regard to the opinion asked for about the disposal of the garden the local revenue ~~auth~~ officers will be consulted & a reply sent at an early date.

14 Put up a draft W.D.C. Kaden asking for his opinion about the garden.

MB
14/11/00
MB

15 Dfs subd
30/11/00 VS (Venkatas). MB 15/11/00

Dewan

MB
The case has been hastily ~~typed~~ typed MB worked & one have been ~~left~~ left with an awkward position. The Secy will please remind me of this case when we meet & I shall say some thing about it.

16 The draft not proposed should be sent through the 2nd Member who will be free his independent thoughts on the subject. Dfs 19 Jan 00

17 I have ~~six~~ recently discussed the case with Mr Krishnamachariar further & ~~post~~ revised the drafts. There seems to be no objection to the course

Serial No.

now indicated in the draft.

Dewan Murugesh 2nd Dec 6/12/40

18 Neither actual nor Symbolical possession can be taken by the Dy Co under instructions from the Court of Wards. I am not sure that we shall be doing what is legal ~~in~~ even in agreeing to receive and transmit rents voluntarily paid. The Court of Wards has absolutely no legal standing with respect to this garden and cannot interfere with its management or sell it legally for the benefit of the estate. As the value of the garden is not large, we need not however at this stage withdraw our intervention altogether. As it is left to the choice of occupants and possible buyers to deal with the

GPB—55,000—27-4-09

G. R. S. 12]
General and Revenue Secretariat.

G. M. File No. 106 of 1940-11

8/

Serial No.

Court of Wards, I see no harm in Govt acting to the extent indicated in the drafts. I have made some alterations in pencil which may be adopted if approved by the Dewan.

~~H~~

4/12/40
Dewan

CM
8/12/40

M
SA
8/12/40

19 Drafts altered and approved by the Dewan.
CSK
24/12/40

20 Issue
M
Hoyland
PL

[illegible] 30.12.40
[illegible] Court of Wards Act, [illegible] not applicable [illegible] Govt, I [illegible] Copy of the letter from [illegible]

NOTE—Contn. sheet.

GPB—55,000—27-4-40

G. R. S. 12]
General and Revenue Secretariat.

File No. 10 C of 1910 11

Serial No.

[illegible]

2 Why was not the draft to the F.A.R passed by Dewan on 24-12-10 (marked H D) issued? Issue it at once & then explain.

6/1/11

7 To the F.A. Resident. no. Pol. 625 dated 6-1-1911. With reference to Sls 1 & 5 above, forwards for information a copy of Sl. 6 and adds that as the Court of Wards Act has no local operation in Mysore the D.C. cannot do anything more than what is indicated in the said letter and states that a further Communication will be addressed to the Residency on receipt of the Dy Commr's report

NOTE.—Contn. sheet.

GPB—55,000—27.4.09

10

G. R. S. 12]
General and Revenue Secretariat.

G. Br. File No. 106 of 1910-11

Serial No.

1 From the D.C. Kurnool no. 346 of 8.3.1911.

[illegible]

2 If approved a copy of the above may be sent to the Resr in cont[n] of sl 7.

16/3/11 — 16.3.11 (23) This may be done. Please put up Draft.

(24) Draft put up accordingly. 16/3/11

16/3/11 (12c) — 17.3.11 Seen — 17.3.11

NOTE.—Contn. sheet.

GPB—50,000—12-8-10

G. R. S. 12]
General and Revenue
Secretariat.

Gen File No. 106 of 1910.

Serial No.	
9	To the A. A. Resident no. Pol 842 d 21. 3. 11
	In contn of SC 7, forwards copy of the above
10	From the A. A. Resident no. 3480
	[illegible]

Submitted with a draft.
VS. 41
16-6-1911.

Issue

[illegible]

[illegible]

NOTE.—Contn. sheet.

GPB—50,000—12-8-10

D 1024

5 (1)

Letter No.246/Est., dated the 20th August 1910, from the Collector and Agent to the Court of Wards, North Arcot, to the Hon'ble the Resident in Mysore, Bangalore.

I have the honour to forward herewith for information a copy of the Government Order No.2703, Revenue, dated the 16th August 1910, directing the Court of Wards to assume superintendence of the Kammundi Estate under Section 15 of Act I of 1902, and to request that with reference to section 19 thereof, you will be good enough to move the Mysore Durbar to publish the notification in the Mysore Gazette. In addition to the -- bungalow at Bangalore, the Zamindar owns 4 acres and 20 kuntas of land in Sunnadahalli Village, Tarikere Taluk of Kadur District, as per description given in the accompanying statement. The property is said to consist of arecca and cocoanut gardens and has hitherto been managed by the Zamindar's father-in-law. I request you will be good enough to arrange for the property being taken possession of on behalf of the Court of Wards pending arrangements to be made for its management.

No. 522-3
2-2

Mysore Resident's Office,
Bangalore, dated the 30 August 1910.

A copy of the foregoing letter, with copies of the enclosures received therewith, is forwarded to the Government of His Highness the Maharaja of Mysore for favour of necessary action being taken.

Major,
First Assistant Resident.

K.F.
29.8.10.

R. P. B.—7-1910.—4,000.

GOVERNMENT OF MADRAS. (2)

G.O., No.2703-Revenue, dated 16th August 1910.

Read the following papers:-

From the Court of Wards, reference No.2387, dated 9th August 1910.

ORDER.

Under Section 15 of the Madras Court of Wards Act I of 1902, His Excellency the Governor in Council is pleased to order the Court of Wards to assume the superintendence of the person and property of V.R.Ry. K. J. Venkatapathi Nayani Varu, the minor proprietor of the Kamsundi Zamindari in the North Arcot District.

2. The Collector of North Arcot will discharge, in respect of the minor and his property, the duties imposed upon a Collector by the said Act.

3. The following notification will be published in the Fort St. George and the North Arcot District Gazettes:-

NOTIFICATION.

In pursuance of Section 19 of the Madras Court of Wards Act I of 1902, the following order of His Excellency the Governor in Council, dated the 16th August 1910 is notified for general information:-

Under Section 15 of the Madras Court of Wards Act I of 1902, His Excellency the Governor in Council is pleased to order the Court of Wards to assume the superintendence of the person and property of V.R.Ry. K. J. Venkatapathi Nayani Varu, the minor proprietor of the Kamsundi Zamindari in the North -- Arcot

Arcot District.

2. The Collector of North Arcot will discharge, in respect of the minor and his property, the duties imposed upon a Collector by the said Act.

(True Extract).

(Sd.) A. G. Cardew,
Secretary to Government.

---

(1)

Description of lands situated in Mysore Province belonging to late Zamindar K. J. Subbaraju Nayani Varu.

Name of Village, Taluk and District.	Sannadahalli Village, Tarikere Taluk, Kadur District.
Varadar (Pattadar).	K. J. Subbaraju Nayani Varu, Zamindar of Kanagundi.
Occupant.	K. J. Subbaraju Nayani Varu (Died).
Survey No.	111.
Nature and extent of land.	Garden or (Bagayte) Acres 4 and Guntas 20.
Assessment or Akara.	Rs. 31-0-0
Boundaries.	East Katu Eri, No. "Bandu" Stones 4 West lane No.20 No. "Bandu" stones 2 South lands Nos.109 and 110 No. "Bandu" stones 6. North lands Nos.115, 116, 114, and 117 No. "Bandu" stones 16.
Remarks.	Boundaries are given as found in the sole certificate.

North Arcot Collector's Office,
Dated 22nd August 1910.

Collector & Agent.

Copies.

S. S. Ramachandra Rao

Registrar,
Mysore Resident's Office.

(G.R.S. 26]

Vide page 395 of Part I of the Gazette of 6.10.10

27-9-10

File No. 15

Serial No. 3

Diary No. of letter replied to

Notn No. (,) 15

General and Revenue Secretariat

( )

, *the* 190

Date of issue

Signed by

The following Notn of the Govt of Madras regarding the assumption by the Court of Wards, North Arcot distt, of the superintendence of the Kangundi Estate is published for general information

(Here type Notn)

B-O.

Offg Secy.

To the Compiler Mysore Gazette for publn. over. in part I.

SUBJECT.

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

27-7-10

2415 (6)

Letter No. 246/1st dated 20th Aug 1910 from the Collector & Agent to the Court of Wards, North Arcot, to the Hon'ble the Resident in Mysore

(Here type letter in full)

G. R. S

Memo No.

A copy of the above together with copies of its enclosures is forwarded to the Dy. Comr. Kadur Distt. with the request that the property in question being taken possession of as desired in the above and intimating the same to Govt. for

arrangements may be made early for

MGCPB—30000—5-4-05.

communication to
the Residency.

B.O.

Off Secy

190

From The DY.Commissioner,
Kadur District.

To The Secretary to the Govt.
Gen.& Rev.Departments.

Dated 7th
Despatched 8th October 1910.
Received
General No. 168
No.

Enclosure No.

Enquiring under what provision of law in force in Mysore the property belonging to the Kangundi Zamindar of North Arcot District is to be taken possession of as as requested by the Secretary.

GPB—75 reams—25 5 10

Office of the Deputy Commissioner,

Kadur District,

Dated Chikmagalur,7th October 1910.

From

K.R.Srinivasa Iyengar,Esquire,M.A.,

Deputy Commissioner,

Kadur District.

To

C.S.Balasundaram Iyer,Esquire,B.A.,

Off.Secretary to the Government,

General and Revenue Departments.

B A N G A L O R E.

Sir,

With reference to your memo No.2356/G,M.106-10-3 dated 3rd October 1910 requesting that arrangements may be made early for taking possession of certain lands at Sunnadanalli,Tarikere Taluk,belonging to M.R.Ry.K.J.Venkatapathi Nayani Varu,the minor proprietor of the Kangundi Zamindari in the North Arcot District, I have the honor to request you to obtain the early orders of Government as to what provision of law in force in Mysore has to be made applicable to the case in question so that I can take possession of the property referred to.

I have the honor to be,

Sir,

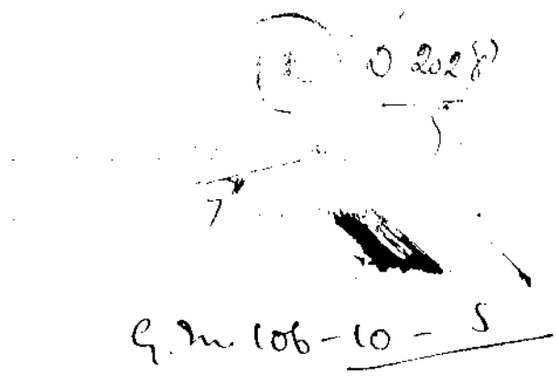
Your most obedient servant,

S. C. [illegible]

for Deputy Commissioner,

Kadur District.

Mc



G.R.S. 26]

File No. 186/10

Serial No. 6

Diary No. of letter replied to

No.

General and Revenue Secretariat

( )

, *the* 19 .

To

The Dy Commr
Kadur Dt-

Date of issue

Signed by

Sir,

Adverting to your letter no. 148 dy 8th Oct 1910 seeking the instructions of Govt in regard to certain property in your district belonging to the estate of the zamindar of Kangundi, I am desired to state that the Court of Wards Act, Madras has no application in Mysore and that ~~you~~ the ~~est~~ property in question cannot therefore be taken possession of except through in any

over.

SUBJECT.

(12)

summary manner ~~of course~~ without the consent of the person in possession thereof. I am however to state that you may inform the person in possession, who is ~~probably understood to be~~ a lessee of the late Zemindar, that the estate of the late Zemindar is now under the management of the Court of Wards, that the County of Wards has resolved ~~will make arrangements for the management~~ on its behalf of the property & that any rents payable for the gardens should be paid to the Collector of the Nandi & that such payments may be made through you. If the person ~~does~~ raises any objection to this course the circumstance will be

It is also observed that the possession required to be taken is only a symbolical one evidencing ownership & that no actual change of actual possession is intended or necessary.

List of enclosures

Copied by

Examined by

G.P.I.—20,000—12-6-10

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

(13)

intimated to the Collector of the County. Wards ~~with them~~ may be left to take such further action as may be necessary.

2 — I am to request that a report may be submitted at an early date furnishing the names etc of the persons in actual possession of the property. together with ~~the~~ ~~matter~~ ~~referred to~~ ~~in the~~ ~~last~~ the concluding portion of the previous paragraph.

3 — I am also to forward herewith a further communication from the Collector in which the advice opinion of the local revenue authorities ~~is~~ are sought for in regard to a proposal to sell the ~~said~~ garden land in question. I am to request that you will be so good as to make the necessary local enquiries & furnish your opinion on the subject at an early date.

I have etc

[illegible]

for Secretary

MGGPB—30,000—5-4-06.

6/12/10

G.R.S. 26]

(14)
File No. 106 of 19
Serial No. 7

Diary No. of letter replied to _

No Pol. 625
Ex. 1

General and Revenue Secretariat
( )
, the 190

To.
The First Assistant
Resident Kadiyatore

Date of issue 6-1-1911
Signed by Mr. C.S. Balasundaram

Sir

With reference to your office
Endt. No. 5223 dated the 30th
Aug 1910 requesting the Durbar
to arrange for the taking possession
on behalf of the Court of
Wards, Madras, of the late
Kangeyadi Zamindar's land
in the Sunnadahalli village of the Talikere Taluk
I am directed to state
that the Court of Wards Act
Madras authorises only the
Collectors under the Govt of
Madras to take possession
of the estates of disqualified

being taken possession of on behalf of the Court of Wards, and your Endt- No 6668 dt 7 Nov 1910 on the same subject

the property

SUBJECT.

to forward herewith for info a copy of a letter addressed to the D.C. Kadur on the subject. A further communication will be addressed to you on receipt of his report.

and to add that as the Court of Wards Act has no local operation in Mysore, the D.C. cannot do anything more than what is stated in the said letter.

Manager
for
Officio

heirs under certain
circumstances and the Durbar are not sure
unable to that their
see how Deputy
Commissioners can legally
take possession of such
estates under the authority of an order
which can have
no legal efficacy
within the Mysore
State.

2) In regard to the
question of selling the
areca palm garden referred
to in letter No. 246 / Rett dated
the 26th Oct. 1910 (copy of
which had been forwarded
with your Endt. No. 6668
dated the 7th Nov. 1910)
I am to state that the
local revenue officers
will be consulted in the
matter and a reply sent
to you at an early
date.

I have

of the Collector & Agent to the Court of Wards North Arcot
List of enclosures

Copied by

Examined by

GPB—10,000—20-4-05.

D 3913
e

1910-11.

From

The Deputy Commissioner,

Kadur District, Chikmagalur.

To

The Offg. Secy. to the Govt. of

Mysore, Gen. & Rev. Depts.

Dated 8th

Despatched 9th MARCH 1911.

Received

General No. 346

No.

Enclosure No. NIL.

Furnishing the required information in respect of the property in the Kadur District belonging to the Estate of the Zamindar of Kangundi.

- - - - -

GPI—70 reams—25-5-10

(16) Office of the Deputy Commissioner, Kadur District,

Dated Chikmagalur, the 8th March 1911.

From

K.R.Srinivasiengar Esquire, M.A.,

Deputy Commissioner, Kadur District.

To

C.S.Balasundaram Iyer Esquire, B.A.,

Offg. Secretary to the Government of

His Highness the Maharaja of Mysore,

General and Revenue Departments.

Sir,

Adverting to your letter No.G.3842/G.M.106-10-6 dated the 26th January 1911 requiring certain information in respect of the property in this District belonging to the estate of the Zamindar of Kangundi, I have the honor to report that the property referred to is Survey No.111 of the Sunnadahally village in the Lingadahally Hobli of the Tarikere Taluk. It is a garden measuring 4 acres & 36 guntas and assessed at Rs.31/-. The Khate of the number stands in the name of the late Subbaraju Nayanavaru, Zamindar of Kangundi. Till lately, it is said to have been under the direct management of Mr.Sarja Rangappa -- Naik of Tarikere who died about 5 months back. Since his death, his gumasta Narasinga Rao is ascertained to have been supervising the deceased's lands as also the garden in question. Narasinga Rao seems to be a paid servant of the late Sarja Rangappa Naik. In his statement before - the Amildar of Tarikere recorded on the 16th January 1911 Narasinga Rao has, besides testifying to the above information in respect of the land, stated that since the death of Mr.S.Rangappa Naik nobody has been paying him anything for the work of supervision done hitherto on behalf of - the deceased. He also states that about Rs.40/- will be

required

(17)

required to improve the garden and to attend to the fencing, etc., thereof; that the crop on the garden for 1910-11 had been sold by Mr.Sarja Rangappa Naik himself for Rs.200/- and that the lessee has removed the crop; that the next leasing is made usually -- about the months of June and July and that the current year's assessment has also to be paid now.

2. The Amildar of Tarikere has personally made enquiries about the property and has also inspected it. He is of opinion that the garden is being neglected and that it would be advisable to dispose of it by sale. He has reported that from local enquiry he came to know that one Nanjanna had made an offer of Rs.3000/- to the manager of the Estate, and he thinks that the bid may go higher in a competition if the garden is put up for sale and sold by convenient bits. Narasinga Rao referred to above has however stated that the season is not now favorable for a sale of the garden and that if put for sale it might only fetch Rs.2500/- which would be a loss when compared with its original price Rs.3425/-.

3. From the above it is clear that the property has not been looked after with any interest, that continuing it in the hands of the gumasta of the late Sarja Rangappa Naik is undesirable, and that in the interests of the minors, it is advisable to have it put up for sale unless proper arrangements can be made by the Court of Wards for its proper -- supervision and management.

I have the honor to be,

Sir,

Your most obedient servant,

Deputy Commissioner,

Kadur District.

G.R.S. 26J

(18)

For File No. 106-10
Serial No. 9

Diary No. of letter replied to 3913

No.

General and Revenue Secretariat
( )
, the 19 .

To

The J. A. Resident.

Sir,

Date of issue 21-3-1911.

Signed by

I am directed to forward a copy of a letter from the Commr Kadur dt regarding the present condition of the land & making his suggestions as to its disposal by sale

In cont^n of my letter No Pol. 62 of 6th Jany 1911, I am directed to state that it is reported that since the death of the late manager Mr Sarja Pangappa Naik of Tarikere, which took place some months ago, the property of the late Subbaraja Nayanivaru in the Tarikere Taluk has been under the management of one Narasinga

regarding a land in the Lemmadahalli village of the Tarikere Taluk belonging to the estate of the minor Zemindar of Kangundi now under the management of the Court of Wards, which consists of a garden measuring about seven 16 pandas

over.

SUBJECT.

Narasinga Rao, who was paid a gumasta under the late manager. It is stated by the said Narasinga Rao, who has not been paid anything since the death of Rangappa naik, that a sum of Rs.40 will be required to improve the garden, that the crop for the year 1910-11 sold by Rangappa naik himself for Rs200 has been removed by the lessee, that the next leasing is to be made about June or July, and that the current year's assessment has also to be paid now.

From enquiries made by the local Revenue officers it is understood that the garden is in a much neglected state and that though Narasinga Rao (the present manager) is of opinion that the season is not too favourable for selling the garden, it would be advisable, in the interests of the minors to dispose of it by sale unless the Court of Wards can make proper arrangements for its supervision and management.

List of enclosures,

Copied by

Examined by

GPB—20,000—25-9-10

(19)

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation Sheet draft form.*)

It is also learnt that one Ranjeewa has made an offer of Rs 3000 for the garden to the manager of the Estate but that ~~he~~ the bid may go higher in competition if the garden is put up for sale & sold by convenient lots.

A copy of the Kadaw Dy. Com.'s letter no 346 of 9.3.1911 is also enclosed herein for reference.

I have &c

C.B.

17.3.11

C.H.G. for Secy

Letter No. Ref.272/Est, dated the 1st June 1911, from the Collector and Agent to the Court of Wards, North Arcot, to the Resident in Mysore, Bangalore.

- - - - - -

With reference to your foot-note No.1900, dated 28th March 1911, I have the honour to inform you that the Court of Wards have since sanctioned the sale of the Kangundi Estate garden in Sunnadahalli, Mysore Province, and I have accordingly instructed the Manager, Kangundi to sell the property at an early date either as a whole or in separate plots as may be found profitable to the estate with the help of the local officials. I request therefore that you will be good enough to move the Mysore Durbar to render such help as is necessary to the Manager.

D.No.224/5 - - - -

B

ab

G.R.S. 26]

(21)

Gen File No. 106-10

Serial No. 11

9224/9/10

*Diary No. of letter replied to*_____

No.

General and Revenue Secretariat

( )

, the 19 .

Date of issue

Signed by

~~To~~

[Here enter letter no. Ref 272/Est., dy 1-6-11 from the Collector and Agent to the Court of Wards, North Arcot to the Resident in Mysore].

—

No.

A copy of the foregoing letter is forwarded herewith to the Deputy Commissioner, Kadur Dt. for information and favor of necessary action with reference to the correspondence

over.

SUBJECT.

LBS 19/6/11

ending with his letter
No. 34698-3-1911.

Offg Secretary to Govt

List of enclosures,

Copied by

Examined by

GPE—20,000—12-8-10